IN THE UNITED STATES DISTRICT COURT AT FOR THE DISTRICT OF NEW MEXICO DISTRICT OF THE DISTRICT OF THE MEXICO DISTRICT OF THE D

	Fit 12: 59
STATE OF NEW MEXICO ex rel. State Engineer,	69cv07941 JOHN (-888) A FF
Plaintiff,	
v.	RIO CHAMA STREAM SYSTEM
ROMAN ARAGON, et al.,	Rio Gallina, Section 5
Defendants.	
ANSWER TO COMPLAINT FOR ADJUE	I DICATION OF WATER RIGHTS
COMES NOW COME L. CHACO	(please print your full name)
COSME L CHACON	
and answers the complaint as follows:	
Subfile No	Object Claim No Right
CHGA-03-0008 - SIGNED CONSENT	
CHGA-03-0018	CLC
1. In answer to Complaint: For each subfile listed a boxes to indicate whether you object to the descripti State's proposed Consent Order, or whether you madescribed in the State's proposed Consent Order.	on of water right(s) contained in the
If you object to the description of water right(s) and or if you make no claim as to the water right(s) set f for any of the Subfile Numbers listed above, for each the appropriate spaces below.	orth in the State's proposed Consent Order
I object to the description of the water right(s) descr	ibed by Subfile Number(s)because
SEE ATTACHED AFFIDA	2 - 17 W 11 11

5992

I made a good faith effort to resolve my disagreement with the State's proposed Consent Order by

COMING TO TWO FIELD OFFICEL AND BY

GOING ON A FIELD CHECK, I SHOWED THE

SEO STAFF WHERE WATER WAS PUT IN PIPE

TO WATER BARDEN ACKOSS MY DRIVEWAY, THE

SEO STAFF TOLD ME I SHOWED DIG A DITCH TO

BURY THE PIPE UNDER MY DRIVEWAY, I DIVERT

THE WATER FROM THE PLACITAS DITCH TO WARTER

THIS GARDEN AREA OF HAVE DONE THIS FOR

MANY YEARS REFORE MY DRIVEWAY WAS BUILT

(Attach additional pages if necessary)

I claim no right for the water right(s) described by Subfile Number(s)

because

(Attach additional pages if necessary)

2. I understand that by making this claim and filing this document I am not waiving my rights to later raise, in an Amended Answer, any jurisdictional or affirmative defenses I may have.

Dated: 10-13-00	Cosmo L. Chacon
	(Signature - COSME L CHACON)
	Po. Box 43
	GALLINA, N.M.
	87017
	(Address: Print Clearly)
	(505) 638-5417
	(Phone Number: Print Clearly)

IMPORTANT: If you have been served with a summons and copy of the complaint in this action, or if you have waived service of process, you must file an answer in the United States District Court for the District of New Mexico by August 31, 2000. Any right you may have to use waters of the stream system may be adjudicated by default judgment in conformity with the State's proposed Consent Order if you fail to file an answer by August 31, 2000. The court's address is: 333 Lomas NW, Suite 270, Albuquerque, NM 87102. A copy of the answer filed with the district court must also be sent to the Office of the State Engineer, Legal Services Division, P.O. Box 25102, Santa Fe, NM 87504-5102.

Affadavit of Cosme L. Chacon

State of New Mexico)) ss
County of Rio Arriba)

Being duly sworn I state that,

- 1. My name is Cosme L. Chacon.
- 2. I own tract which is subfile 030018 with my wife.
- 3. On August 18, 2000, the Hydrographic Survey team conducted a field check and mapped an area of 0.2 acre to the north of my house.
- 4. The new consent order gives me no right.
- 5. I have historically irrigated this area, the ditch crossed my driveway so I could irrigate. After the driveway was built, I used a pipe across the driveway to water.

Cosme L. Chacon

SUBSCRIBED AND SWORN TO BEFORE ME BY Cosmc L. Chacon ON THIS 13 12 DAY OF OCTOBER, 2000. Archin Wiefo Race Notary Public

My commission expires June 7, 2003